

EXHIBIT 2

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UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

ALZA CORPORATION, et al., : CA NO. 13-1104-RGA
: December 13, 2013
Plaintiffs, :
: 11:00 o'clock a.m.
v. :
:
PAR PHARMACEUTICAL INC, et :
al., :
:
Defendants. :
.....

TRANSCRIPT OF DISCOVERY DISPUTE
BEFORE THE HONORABLE RICHARD G. ANDREWS
UNITED STATES DISTRICT JUDGE

APPEARANCES:

For Plaintiff: ASHBY GEDDES
BY: STEVEN J. BALICK, ESQ

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-and-

SIDLEY AUSTIN LLP

BY: LISA A. SCHNEIDER, ESQ

For Defendants:

PHILLIPS, GOLDMAN & SPENCE

BY: JOHN C. PHILLIPS JR., ESQ

-and-

RAKOCZY MOLINO MAZZOCHI SIWIK

BY: PETER J. CURTIN, ESQ

For Defendant Osmotica

RICHARDS, LAYTON & FINGER

BY: STEVEN J. FINEMAN, ESQ

For Defendant Par

Court Reporter:

LEONARD A. DIBBS

Official Court Reporter

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P R O C E E D I N G S

(The proceedings commenced as 10:10 o'clock a.m. as follows:)

THE COURT: Good morning, everyone.

(All counsel responded, "Good morning, your Honor.")

THE COURT: Please be seated.

So I take it you are, Mr. Curtin?

MR. CURTIN: I am, your Honor.

THE COURT: I know I've seen you before, Ms. Schneider.

MS. SCHNEIDER: Yes, you have.

THE COURT: Good morning, Mr. Balick, Mr. Phillips, Mr. Fineman.

Mr. Fineman.

MR. FINEMAN: Yes, your Honor.

THE COURT: Oh, I see. You know, I'm looking at the caption of case, which has one party.

I'm looking and seeing two defendants being represented, but that's because there are two defendants.

MR. FINEMAN: Correct, your Honor.

THE COURT: Okay. So you can see what level of analysis that I'm doing today.

So, ALZA Corporation vs. Par Pharmaceutical, Civil

1 Action No. 13-1104.

2 I've gotten the two letters, which apparently I only
3 brought one with me. I just -- I can tell you we're not
4 operating at a high level today.

5 MR. FINEMAN: Which one do you need, your Honor?

6 THE COURT: I brought them both, so it doesn't really
7 matter.

8 I've got Docket Item 76, which is, I guess, is the
9 response. I did read the original letter, too.

10 MR. CURTIN: Here's one for your Honor.

11 THE COURT: Thanks.

12 We've got the Patent Prosecution Bar, how far it
13 extends into reexamination, inter partes review, whatever kinds
14 of proceedings, and we've got this FDA Bar.

15 Are those the two issues?

16 MS. SCHNEIDER: Yes, your Honor.

17 MR. CURTIN: Yes, your Honor.

18 THE COURT: All right.

19 So it's defendants' request. So before I ask
20 defendants to articulate their request, Ms. Schneider, I saw in
21 there that you have said that you, and I guess the members of
22 your firm, have been representing ALZA on litigation relating to
23 these patents over a long period of time?

24 MS. SCHNEIDER: The members of my firm have, and some
25 of the people that filed a Notice of Appearance have. I,

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